**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

First named inventor: Gerhard J. HaasApplication No.: 10/046,897Art Unit: 1654Filed: 1/17/2002Examiner: COE, SUSAN D.Title: HOP-BASED UDDER AND  
TEAT DIPS AND WASHES

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

☒ Small entity-fee \$ 665.- (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☐ Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Notice of Appeal - \$165 (identify type of reply):☐ has been filed previously on \_\_\_\_\_☒ is enclosed herewith.

12/19/2003 YPOLITE1 00000008 10046897

B. The issue fee of \$ \_\_\_\_\_

☐ has been paid previously on 01 FC:2453

665.00 OP

☐ is enclosed herewith.

{Page 1 of 2}

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

## 3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

December 17, 2003  
Date

[Signature]  
Signature

Telephone Number: (703) 356-1737

Walter D. Ames, Reg. No. 17,913  
Typed or printed name

6718 Wembler Way  
Address

McLean, VA 22101  
Address

Enclosures: ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unintentional delay

☒ Other: Notice of Appeal with fee

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

12/17/03  
Date

[Signature]  
Signature

Walter D. Ames  
Type or printed name of person signing certificate



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**BOARD OF PATENT APPEALS AND INTERFERENCES**

In re the Application of Gerhard J. Haas

Serial No. 10/046,897

Art Unit 1651

Filed: Jan. 17, 2002

Examiner Susan D. Coe

For: Hop-Based Udder and Teat Dips and Washes

**NOTICE OF APPEAL**

Applicant, Gerhard J. Haas, hereby appeals to the Board of Patent Appeals and Interferences of the U.S. Patent and Trademark Office from the final rejection of claims 1 to 8, inclusive, all of the claims subject to examination in the above-identified application after a requirement for restriction that withdrew the remaining claims 9 to 14 from consideration.

Enclosed herewith is a check for the appeal fee of \$165.

Respectfully submitted,

Dated: December 17, 2003

GERHARD J. HAAS

Walter D. Ames, Reg. No. 17, 913  
Attorney for Applicant

12/19/2003 YPOLITE1 00000008 10046897

02 FC:2401

165.00 OP

Walter D. Ames, Esq..  
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McLean, VA 22101

Tel: (703) 356-1737

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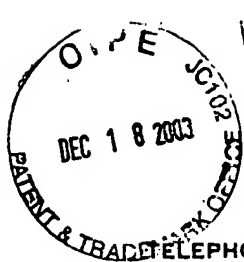
CERTIFICATE OF MAILING

It is hereby certified that on the 17th day of December, 2003, the foregoing Notice of Appeal was deposited with the United States Postal Service as first-class, postage-prepaid mail in an envelope addressed to:

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313 - 1450

A handwritten signature in black ink, appearing to read "Walter D. Ames".  
Walter D. Ames, Reg. No. 17,913

Attorney for Applicant



TELEPHONE: (703) 356-1737

LAW OFFICE OF  
**WALTER D. AMES**  
6718 WEMBERLY WAY  
MCLEAN, VIRGINIA 22101

Dec. 17, 2003

*Image*

*DA < [Signature]*

FACSIMILE: (703) 448-3055  
E-MAIL: WDAMES@EARTHLINK.NET

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450.

Re: Appln. Serial No. 10/046,897, filed 1/17/02, Haas

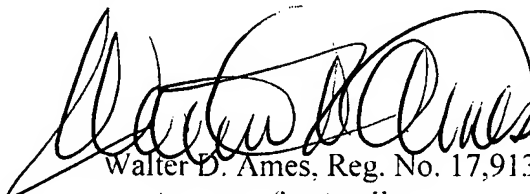
Sir:

As attorney representing applicant in the above-identified application, I enclose herewith for filing the following:

- (1) Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b);
- (2) Notice of Appeal;
- (3) A check for \$830.00, which represents the Small Entity petition fee of \$665 plus the appeal fee of \$165, and
- (4) Certificates of mailing.

Should there be any defects in this submission, it would be greatly appreciated if the undersigned is informed.

Respectfully submitted,

  
Walter D. Ames, Reg. No. 17,913  
Attorney for Applicant

WDA/ss  
encls.